

5-14 JC17 Recd PCT/PTO 10 MAY 2001

Pct

FORM PTO-1390
(REV. 11-2000)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER

R-222.00

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

09/831680

TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371

INTERNATIONAL APPLICATION NO.	INTERNATIONAL FILING DATE	PRIORITY DATE CLAIMED
PCT/AT99/00271	10 November 1999	10 November 1998
TITLE OF INVENTION Pharmaceutical Preparation Comprising a Receptor Antagonist for the Treatment of Blood Coagulation Disorders		
APPLICANT(S) FOR DO/EO/US <u>Hans-Peter SCHWARZ, Peter TURECEK, Bernd BINDER</u>		

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
4. The US has been elected by the expiration of 19 months from the priority date (Article 31).
5. A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. is attached hereto (required only if not communicated by the International Bureau).
 - b. has been communicated by the International Bureau.
 - c. is not required, as the application was filed in the United States Receiving Office (RO/US).
6. An English language translation of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. is attached hereto.
 - b. has been previously submitted under 35 U.S.C. 154(d)(4).
7. Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. are attached hereto (required only if not communicated by the International Bureau).
 - b. have been communicated by the International Bureau.
 - c. have not been made; however, the time limit for making such amendments has NOT expired.
 - d. have not been made and will not be made.
8. An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)). NOT INCLUDED AS IPER HAS NOT ISSUED TO DATE

Items 11 to 20 below concern document(s) or information included:

11. An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. A **FIRST** preliminary amendment.
14. A **SECOND** or **SUBSEQUENT** preliminary amendment.
15. A substitute specification.
16. A change of power of attorney and/or address letter.
17. A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821 - 1.825.
18. A second copy of the published international application under 35 U.S.C. 154(d)(4).
19. A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
20. Other items or information: English translation of substitute pages of amended claims submitted in response to written opinion (IPER not issued to date)

U.S. APPLICATION NO. if known, see 37 CFR 1.491 09/831680	INTERNATIONAL APPLICATION NO. PCT/AT99/00	ATTORNEY'S DOCKET NUMBER R-222.00																				
<p>21. <input checked="" type="checkbox"/> The following fees are submitted:</p> <p>BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)):</p> <p>Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO \$1000.00</p> <p>International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO X \$860.00</p> <p>International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO \$710.00</p> <p>International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4) \$690.00</p> <p>International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4) \$100.00</p>		CALCULATIONS PTO USE ONLY																				
ENTER APPROPRIATE BASIC FEE AMOUNT =		\$ 860.00																				
<p>Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)).</p>		\$ 130.00																				
<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left; padding: 2px;">CLAIMS</th> <th style="text-align: left; padding: 2px;">NUMBER FILED</th> <th style="text-align: left; padding: 2px;">NUMBER EXTRA</th> <th style="text-align: left; padding: 2px;">RATE</th> <th style="text-align: left; padding: 2px;">\$</th> </tr> </thead> <tbody> <tr> <td style="padding: 2px;">Total claims</td> <td style="padding: 2px;">10 - 20 =</td> <td style="padding: 2px;">-0-</td> <td style="padding: 2px;">x \$18.00</td> <td style="padding: 2px;">\$</td> </tr> <tr> <td style="padding: 2px;">Independent claims</td> <td style="padding: 2px;">1 - 3 =</td> <td style="padding: 2px;">-0-</td> <td style="padding: 2px;">x \$80.00</td> <td style="padding: 2px;">\$</td> </tr> <tr> <td colspan="3" style="padding: 2px;">MULTIPLE DEPENDENT CLAIM(S) (if applicable)</td> <td style="padding: 2px;">+ \$270.00</td> <td style="padding: 2px;">\$</td> </tr> </tbody> </table>		CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	\$	Total claims	10 - 20 =	-0-	x \$18.00	\$	Independent claims	1 - 3 =	-0-	x \$80.00	\$	MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$270.00	\$	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	\$																		
Total claims	10 - 20 =	-0-	x \$18.00	\$																		
Independent claims	1 - 3 =	-0-	x \$80.00	\$																		
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$270.00	\$																		
TOTAL OF ABOVE CALCULATIONS =		\$ 990.00																				
<p><input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.</p>		\$ +																				
SUBTOTAL =		\$ 990.00																				
<p>Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)).</p>		\$ 																				
TOTAL NATIONAL FEE =		\$ 990.00																				
<p>Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +</p>		\$ 																				
TOTAL FEES ENCLOSED =		\$ 990.00																				
		Amount to be refunded: 																				
		\$ 990.00 																				
		charged: 																				
<p>a. <input type="checkbox"/> A check in the amount of \$ _____ to cover the above fees is enclosed.</p> <p>b. <input checked="" type="checkbox"/> Please charge my Deposit Account No. <u>02-1437</u> in the amount of \$ <u>990.00</u> to cover the above fees. A duplicate copy of this sheet is enclosed.</p> <p>c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>02-1437</u>. A duplicate copy of this sheet is enclosed.</p> <p>d. <input type="checkbox"/> Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</p>																						
<p>NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137 (a) or (b)) must be filed and granted to restore the application to pending status.</p>																						
<p>SEND ALL CORRESPONDENCE TO:</p> <p>Baxter Healthcare Corporation PO Box 15210 Irvine, CA 92623-5210</p>																						
 SIGNATURE Janice Guthrie NAME 35,170 REGISTRATION NUMBER																						

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JC08 Rec'd PCT/PTO 10 MAY 2001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PCT application of:

Applicant: SCHWARZ, et al.

Document(s) Sent: Certificate of Mailing
Return Postcard
Transmittal Letter to the US Designated/Elected Offices
English translation of PCT/AT99/00271
2 sheets of drawings
English translation of substitute pages of amended claims
submitted in response to written opinion
First Preliminary Amendment

CERTIFICATE OF MAILING

I hereby certify that the above-identified documents are being transmitted via Express Mail Label No. #EL524824650US to Box Patent Applications, Assistant Commissioner of Patents, Washington, D.C. 20231 on 10 May 2001.

By: Diane M. Branham
Diane M. Branham

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